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 REPLY/AMENDMENT  
FEE TRANSMITTAL

		Attorney Docket No.	627-1446	
		Application Number	10/009,302	
		Filing Date	08/13/2002	
		First Named Inventor	Lidqvist	
		Group Art Unit	2838	
AMOUNT ENCLOSED	\$ 55	Examiner Name	Tibbits	

## FEE CALCULATION (fees effective 10/01/97)

CLAIMS AS AMENDED	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Rate	Calculations
TOTAL CLAIMS	41	42	0 <sup>(3)</sup>	X \$18.00 =	
INDEPENDENT CLAIMS	2	3	0	X \$78.00 =	

Since an Official Action set an original due date of June 13, 2004, petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$110); 2 months (\$400); 3 months (\$950); 4 months (\$1,510); 5 months (\$2,060)): 1 month 55

If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$110)	+
Total of above Calculations =	\$
Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)	-
<b>TOTAL FEES DUE =</b>	<b>\$55</b>

- (1) If entry (1) is less than entry (2), entry (3) is "0".
- (2) If entry (2) is less than 20, change entry (2) to "20".
- (4) If entry (4) is less than entry (5), entry (6) is "0".
- (5) If entry (5) is less than 3, change entry (5) to "3".

## METHOD OF PAYMENT

Check enclosed as payment.  
 Charge "TOTAL FEES DUE" to the Deposit Account No., below.

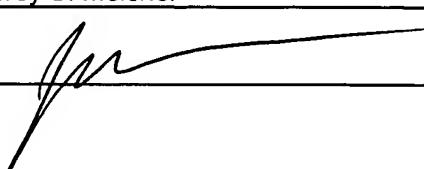
## AUTHORIZATION

If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 CFR 1.16 or 1.17 necessary to maintain pendency of the present application to:

Deposit Account No.: 50-0687

OrderNo.: (Client/Matter) 62667

## SUBMITTED BY: Manelli, Denison &amp; Selter, PLLC

Typed Name	Jeffrey S. Melcher	Reg. No.	35,950
Signature		Date	July 9, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT Application of  
Lindqvist, et. al.

Group Art Unit: 2838

U.S. Serial No. 10/009,302

Examiner: Tibbits

Filed: December 7, 2001

Att. Docket No.: 627-1446

For: METHOD AND DEVICE FOR BATTERIES

\* \* \* \* July 9, 2004

**RESPONSE TO PROTEST AND OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Protest and Office Action mailed May 13, 2004.

Applicant respectfully traverses all arguments and allegations made in the Protest filed March 30, 2004, regarding prior art and ownership, for the following reasons.

The Examiner states on page 2 of the Office Action that "[i]n particular, applicant needs to address the fact that 3 prior art Swedish inventions, which are the property of Reidar Gustafsson read on applicant's invention." Applicants believe the 3 Swedish inventions the Examiner is referring to are SE9704720-3 (hereinafter SE '720), SE9901579-4 (hereinafter SE '579) and SE9902286-5 (hereinafter SE '286).

Applicants first point out that SE '286 and SE '579 are not prior art as alleged by the Examiner. SE '286 is owned by Applicants, not Gustafsson, and is the priority document for the present application. See Official Filing Receipt mailed May 15, 2003. SE '579 is not proper prior art because it was published after the priority date of SE '286 and after the May 24, 2000 international filing date of the parent PCT/SE00/01049, as discussed below. Furthermore, Applicants dispute the ownership of SE '720, as discussed below.

Applicants respectfully submit that SE '720, SE '579 and SE '286 (present invention), do not relate to the same construction or design, as alleged by Protestor. It is true that they do refer to the same field, but as will be explained more in detail below they define very different inventions. It is also important to realize that SE '720 and '579 are not pioneer inventions within the field and both have emanated